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PATENT

Customer No. 22,852

Attorney Docket No. 05394.0020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Stewart et al.)	Group Art Unit: Not assigned
Application No.: 10/505,405)	Examiner: Not assigned
Filed: August 24, 2004)	
For: DELETED SEQUENCE IN M. TUBERCULOSIS, METHOD FOR DETECTING MYCOBACTERIA USING THESE SEQUENCES AND VACCINES)	Confirmation No.: Not assigned

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. The attached documents were cited in the International Search Report in the corresponding PCT application No. PCT/IB03/009864 filed March 13, 2003, the European Search Report in the corresponding European application No. EP 02 290 458.5, filed February 24, 2002, as well as in this application.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 8, 2004

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	4	Application Number	10/505,405
				Filing Date	August 24, 2004
				First Named Inventor	Stewart Cole
				Art Unit	Not assigned
				Examiner Name	Not assigned
				Attorney Docket Number	05394.0020-00000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

zExamine r Initials	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-6,291,190 B1	September 18, 2001	BEHR ET AL.	

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		PCT WO 00/55362	September 21, 2000	COLE ET AL.		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		International Search Report in the corresponding PCT application No. PCT/IB03/009864 filed March 13, 2003.	
		European Search Report in the corresponding European application No. EP 02 290 458.5, filed February 24, 2002	
		COLE ET AL., "Deciphering the biology of <i>Mycobacterium tuberculosis</i> from the complete genome sequence", <i>Nature</i> , Vol. 393, 11 June 1998.	
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 2 of 4

Application Number 10/505,405
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 First Named Inventor Stewart Cole
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 Examiner Name Not assigned
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Sheet	3	of	4	Application Number	10/505,405
				Filing Date	August 24, 2004
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				Art Unit	Not assigned
				Examiner Name	Not assigned
				Attorney Docket Number	05394.0020-00000

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Examiner Signature	/Christopher Babic/	Date Considered	08/14/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CB/